

## UNITED STATES DISTRICT COURT OF THE SOUTHERN DISTRICT OF NEW YORK

Index # 07CIV 7181  
Date of Filing 8/10/07

JOHN F. SPECIAL, on behalf of himself and all others similarly situated

*Plaintiff**AFFIDAVIT OF SERVICE**against***AMARANTH ADVISORS, L.L.C. ET AL***Defendant*

STATE OF NEW YORK, COUNTY OF WESTCHESTER ss: JEFFREY EAKLEY The undersigned, being duly sworn, deposes and says;  
 Deponent is not a party herein, is over 18 years of age and resides in the STATE OF NEW YORK  
 That on AUGUST 22 2007 at 11:10AM., at 1 AMERICAN LANE, GREENWICH, CT 06831  
 Deponent served the within

**SUMMONS IN A CIVIL ACTION  
CLASS ACTION COMPLAINT, JURY TRIAL DEMANDED**

Papers served had endorsed thereon index # and date of filing

On AMARANTH CAPITAL PARTNERS LLC

Individual by delivering a true copy of each to said defendant personally, deponent knew the person so served to be the person described as said defendant therein.

Corporation  Religious Entity  Government Entity  Law Office  Medical Facility  Partnership  Other

by delivering thereat a true copy of each to ALLEN MATANO, ASSISTANT GENERAL COUNSEL.  
 Said individual stated she/he is a managing/authorized agent of the corporation, thereof, authorized to accept legal process.

Suitable Age Person by delivering thereat a true copy of each to a person of suitable age and discretion.  
 Said premises is recipient's  actual place of business  dwelling place  usual place of abode  last known address within the state. Person spoken to verified that defendant actually resides/is employed at these premises.

Affixing To Door by affixing a true copy of each to the door of said premises, which is recipient's  actual place of business  dwelling place  last known address---within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having called there: Address Confirmed by

Mailing On deponent enclosed a copy of same in first class envelope properly addressed to recipient's last known

Residence  Business at:  
 The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

The envelope was placed in an official depository under the exclusive care and custody of the U.S. Postal Service.

Description  Male  White Skin  Black Hair  White Hair  14-20 Yrs.  Under 5'  Under 100 Lbs.  
 Female  Black Skin  Brown Hair  Balding  21-35 Yrs.  5'0"-5'3"  100-130 Lbs.  
 Yellow Skin  Blonde Hair  Mustache  36-50 Yrs.  5'4"-5'8"  131-160 Lbs.  
 Brown Skin  Gray Hair  Beard  51-65 Yrs.  5'9"-6'0"  161-200 Lbs.  
 White/Asian  Red Hair  Glasses  Over 65 Yrs.  Over 6'  Over 200 Lbs.

Other identifying features:

Fees At the time of said service, deponent paid (tendered) in advance \$ the authorized traveling expenses and one day's witness fee.

Military Defendant in the above entitled action. In response to my questions said person told me that the Defendant was not in the military service or financially dependant upon anyone who is in the military service of the United States of America or of the State of New York in any capacity. From the facts above set forth, I am convinced that the said Defendant is not in the military service at the present time.

Sworn to before me on

August 23, 2007

*Ellen Eakley*  
 ELLEN EAKLEY  
 Notary Public, State of New York  
 No. 01EA5085889  
 Qualified in Westchester County  
 Commission Expires Sept 29 2009

*JF Eakley*  
 JEFFREY EAKLEY